

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**
GARY ESSIG

Plaintiff,

v

1:22-cv-02594

CANON BUSINESS PROCESS SERVICES,
INC. d/b/a CANON BUSINESS PROCESS
SERVICES

Defendant.

**FIRST AMENDED STIPULATION AND [PROPOSED] ORDER OF DISMISSAL WITH
PREJUDICE**

WHEREAS, Plaintiff Gary Essig (“Plaintiff”) and Defendant Canon Business Process Services, Inc. d/b/a Canon Business Process Services (“Defendant”) (collectively, the “Parties”) have reached a resolution in the above-captioned action and entered into a Confidential Settlement Agreement;

WHEREAS, pursuant to Federal Rule of Civil Procedure 41, the Parties filed with the Court a Stipulation and [Proposed] Order of Dismissal with Prejudice on August 10, 2022 (the “Stipulation of Dismissal”), Dkt. 20;

NOW, THEREFORE, the Parties, by and through their undersigned attorneys, hereby withdraw the Stipulation of Dismissal, and file in its place this First Amended Stipulation and [Proposed] Order of Dismissal with Prejudice (this “First Amended Stipulation of Dismissal”). This First Amended Stipulation of Dismissal is made pursuant to the terms of the Confidential Settlement Agreement. Pursuant to the Confidential Settlement Agreement, the Parties hereby stipulate to the dismissal of the above-captioned action, including all claims asserted therein, with prejudice and without costs to any party. Each party shall bear its own attorneys’ fees and associated legal expenses, incurred in connection with the action.

Dated: August 15, 2022

New York, New York

Respectfully submitted,



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Attorneys for Defendant

Dated: August 15, 2022

SO ORDERED:



Hon. Lewis J. Liman
United States District Judge